

EXHIBIT 1

Order, should that become necessary as a result. Moreover, MEC reserves the right to contend that the claims do not require further construction, clarification, or interpretation.

The claim charts attached herewith are not designed to represent the entire scope of infringement, but are merely to illustrate examples of manners in which the Accused Products infringe the identified claims of MEC's Patents. Further, the division of claim elements in the attached claim charts is neither intended to be a modification of the claim language itself nor an admission that the claims should be construed by the division. Rather, the division of claim elements is provided for purposes of convenience and clarity.

Disclosure of Asserted Claims and Infringement Contentions

I. Disclosure Under P.R. 3-1(a)

MEC asserts that Walmart infringe at least claims 1–5, 10–12, and 14 of 8,589,236 (“the ’236 Patent”) and claims 1, 3, 6, 8, and 13–14 of U.S. Patent No. 10,535,058 (“the ’058 Patent”) (collectively, “the Asserted Claims”). MEC alleges that Walmart infringes each of the Asserted Claims of the Patent-in-Suit directly, contributorily, and/or by inducement (including under 35 U.S.C. § 271(f)(1) and (f)(2)), as alleged in the Complaint.

II. Disclosure Under P.R. 3-1(b)

MEC alleges that Walmart Pay¹ infringes each of claims 1–5, 10–12, and 14 of the ’236 Patent and each of claims 1, 3, 6, 8, and 13–14 of the ’058 Patent. On information and belief, the functionality of each version since its launch has utilized the functionality in the attached claim charts. Identification of the above is based on the reasonably available public information, and MEC reserves the right to amend this list should additional items be identified during discovery.

¹ Walmart Pay, as accused of infringement in this case, includes the uses of Walmart Pay in connection with any form of payment that uses the Walmart Pay process as detailed in the attached charts regardless of how it is branded or identified within Walmart, including but not limited to “Scan & Go” and any other uses of Walmart Pay.